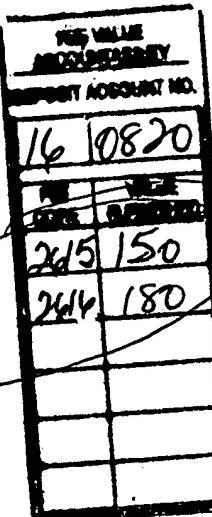


IAPS Rec'd PCT/PTO 05 JUN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andrea Piva et al.  
Title: USE OF BACTERIOCIN FOR THE AMELIORATION OF  
DIGESTIVE FUNCTIONALITY  
Serial No.: 10/551,536  
International  
Filing Date: March 25, 2004  
International  
Application No.: PCT/IB2004/000885  
Customer No.: 000116  
Docket: 38826



LETTER

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated May 9, 2006, (copy enclosed) applicant encloses herewith the required Declaration and Power of Attorney. As regards the \$330 additional claim fee, the claims of record at the time the U.S. application was filed on March 25, 2004 consisted of 15 claims amended per the IPER prepared by the EPO as the International preliminary examining authority and then transmitted to the International Bureau. A copy of the IPER amended claim sheets is included. The Preliminary Amendment filed with the U.S. application was based on these amended claims and, therein, original claims 1-15 were cancelled and new claims 16-28 were added containing no multiple dependencies. Consideration and entry of the Preliminary Amendment submitted March 25, 2004 is accordingly respectfully requested. Our check in the amount of \$65 is enclosed to cover the late filing fee surcharge.

If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 38826.

Adjustment date: 07/10/2006 ATRAN1  
06/08/2006 MKAYPAGH 00000092 160820 10551536 Respectfully submitted,  
02 FC:2615 150.00 CR PEARNE & GORDON LLP

By John P. Murtaugh

John P. Murtaugh, Reg. No. 34226

Adjustment date: 07/10/2006 ATRAN1  
06/08/2006 MKAYPAGH 00000093 160820 10551536  
01 FC:2615 1801 East 9<sup>th</sup> Street, Suite 1200  
Cleveland, Ohio 44114-3108  
(216) 579-1700  
Date: 5-30-06

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

John P. Murtaugh

Name of Attorney for Applicant(s)

5-30-06 John P. Murtaugh  
Date Signature of Attorney

06/08/2006 MKAYPAGH 00000092 160820 10551536

01 FC:2615 65.00 OP  
02 FC:2615 150.00 DA

06/08/2006 MKAYPAGH 00000093 160820 10551536

01 FC:2615 150.00 DA

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